

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 335, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 3, between lines 28 and 29, begin a new paragraph and insert:
2 "SECTION 3. IC 20-33-8-9, AS ADDED BY P.L.1-2005, SECTION
3 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
4 2009]: Sec. 9. (a) This section applies to an individual who:
5 (1) is a teacher or other school staff member; and
6 (2) has students under the individual's charge.
7 (b) An individual may take any action that is reasonably necessary
8 to carry out or to prevent an interference with an educational function
9 that the individual supervises.
10 (c) Subject to rules of the governing body and the administrative
11 staff, an individual may remove a student for a period that does not
12 exceed five (5) school days from an educational function supervised by
13 the individual or another individual who is a teacher or other school
14 staff member.
15 (d) **If an individual removes a student from a class under**
16 **subsection (c), the principal may place the student in another**
17 **appropriate class or placement or into inschool suspension. The**
18 **principal may not return the student to the class from which the**
19 **student was removed until the principal has met with the student,**
20 **the student's teacher, and the student's parents to determine an**
21 **appropriate behavior plan for the student. If the student's parents**

1 **do not meet with the principal and the student's teacher within a**
 2 **reasonable amount of time, the student may be moved to another**
 3 **class at the principal's discretion."**

4 Page 4, line 14, strike "(d)" and insert "(c)".

5 Page 7, after line 8, begin a new paragraph and insert:

6 SECTION 5. IC 34-30-2-84.7 IS ADDED TO THE INDIANA
 7 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 8 [EFFECTIVE JULY 1, 2009]: **Sec. 84.7. IC 20-33-8-8 (Concerning**
 9 **school corporation personnel who take reasonable actions under a**
 10 **school discipline policy)".**

11 Renumber all SECTIONS consecutively.

(Reference is to SB 335 as introduced.)

and when so amended that said bill do pass .

Committee Vote: Yeas 10, Nays 0.

Senator Lubbers, Chairperson